

Application No.: 10/772168
Docket No.: BC1042USDIV1

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REMARKS

Claims 3-6 and 9-12 are in the case. The claims are made subject to a requirement to restrict. An election of species is required under 37 CFR 1.143 and 35 USC § 121. The patentably distinct species identified relates to a specific host organism.

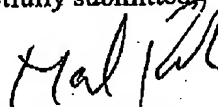
Accordingly Applicants elect prokaryotes as recited in claim 9 as the species without traverse.

No claims are canceled or withdrawn.

The above Election of species does not alter the inventorship of the application.

Should there be any fee due in connection with the filing of this Response To Restriction Requirement please charge such fee to Deposit Account No. 04-1928 (E. I. du Pont de Nemours and Company).

Respectfully submitted,



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